

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: MICHAEL J. HORGAN; TIM ALLEN; MICHAEL GARDNER; TERRI  
McGILL  
Serial No.: 08/908,994  
Filed: AUGUST 8, 1997  
Title: METHOD AND APPARATUS FOR SECURE COMMUNICATIONS  
Group:  
Examiner:  
Docket No.: 36212.00006 (SYN5397.01A)

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22213-1450**

**SUBMISSION OF MISSING PARTS OF APPLICATION  
UNDER 37 C.F.R. § 1.53 (SMALL ENTITY)**

Dear Sir:

In response to the Notice to File Missing Parts of Application (PTO-1533) mailed 07/28/99, a copy of which is enclosed, please find the following documents which are incorporated by reference herein:

1. Combined Declaration and Power of Attorney (with added pages for signature by joint inventor on behalf of nonsigning inventors who refuse to sign or cannot be reached);
2. Check in the amount of \$ 65;

The amount due for the filing fees and surcharge has been computed as follows:

CLAIMS AS FILED							
	Number filed			Number Extra		Rate	Basic Fee \$ 385
Total							
Claims 37 CFR 1.16(c)	20	- 20	=	0	X	\$ 9	=
Independent							
Claims (37 CFR 1.16(b))	3	- 3	=	0	X	\$42	=
Multiple dependent claim(s), if any (37 CFR 1.16(d))					+	\$140	=

Filing Fee Calculation	\$ <u>385</u>
<b>Surcharge</b>	\$ <u>65</u>
<b>TOTAL FILING FEE</b>	\$ <u>450</u>

**Small Entity Statement**

X Applicant qualifies as a small entity under 37 CFR 1.9 and 1.27

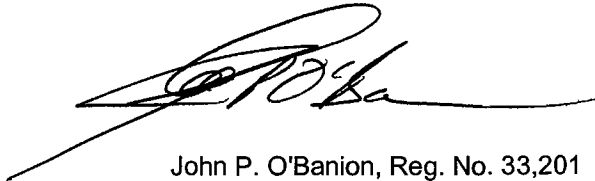
<b>Amount already paid at time of filing</b>	<b>LESS ( \$ <u>385</u> )</b>
<b>TOTAL FILING FEES DUE</b>	<b>\$ <u>65</u></b>

Please charge any additional fees due to deposit account no. 07-1137.

Having now complied with all of the requirements of 37 C.F.R. 1.53, the Applicants respectfully request that this application be placed upon the files for examination.

Dated: 10/6/03.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. P. O'Banion', with a long horizontal flourish extending to the right.

John P. O'Banion, Reg. No. 33,201  
O'BANION & RITCHEY LLP  
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**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
08/908,994	08/08/97	MORGAN	M 36212.00006

GRAHAM & JAMES  
600 HANSEN WAY  
PALO ALTO CA 94304

0262/0728

NOT ASSIGNED

1643

DATE MAILED:

07/28/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

*If all required items on this form are filed within the period set above, the total amount owed by applicant as a*

☐ **small entity (statement filed)** ☒ **non-small entity is \$** 0.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$\_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$\_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$\_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$\_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
- ☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY OF COMMERCE AND  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

**NOTICE OF FILING/CLAIM FEE(S) DUE**  
TO ENSURE PROPER CREDIT OF FEES, PLEASE RETURN A COPY OF THIS  
FEE CALCULATION SHEET WITH YOUR RESPONSE.

APPLICATION NUMBER: 08/908994

**Total Fee Calculation**

Fee Code	Total # Claims	Number Extra	X	Fee	Fee =	Total
Sm./Lg.				Sm. Entity	Lg. Entity	
Basic Filing Fee	<u>201/101</u>				<u>790</u>	<u>790</u>
Total Claims >20	<u>203/103</u>	<u>20</u>	-20 =			
Independent Claims >3	<u>202/102</u>	<u>3</u>	-3 =			
Mult. Dep Claim Present	<u>204/104</u>					
Surcharge	<u>205/105</u>				<u>130</u>	<u>130</u>
English Translation	<u>139</u>					
<b><u>TOTAL FEE CALCULATION</u></b>						<u>920</u>

Fees due upon filing the application:

Total Filing Fees Due = \$ 920

Less Filing Fees Submitted - \$ 385

**BALANCE DUE** = \$ 535

Office of Initial Patent Examination